

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 11-00622-01 CW

Plaintiff,

ORDER FOR PRETRIAL

v.

PREPARATION FOR

DONTAE JEROME JONES,

CRIMINAL

Defendant.

JURY TRIAL

Good cause appearing, it is hereby ordered that:

1. TRIAL DATE

a. Jury trial will begin on **Monday, April 30, 2012, at 8:30 A.M.**, in Courtroom 2, 4th Floor, 1301 Clay Street, Oakland, California.

b. The length of trial will be not more than three days.

2. DISCOVERY

Both sides will comply with the Federal Rules of Criminal Procedure, Crim. L.R. 16-1, and the United States will comply with Brady v. Maryland, 373 U.S. 83 (1963) and United States v. Agurs 427 U.S. 97 (1976).

3. MOTIONS

Pretrial motions shall be noticed in accordance with Crim.

1 L.R. 47-2 for any available Tuesday on or before Tuesday, April 3,
2 2012). If the motion cutoff has passed, counsel must move for
3 permission of the Court to file a late motion.

4 4. PRETRIAL CONFERENCE

5 a. A pretrial conference will be held on Tuesday, **Tuesday,**
6 **April 3, 2012**, in Courtroom 2. It shall be attended by the attorneys
7 who will try the case.

8 b. **Not less than one week prior to the pretrial conference,**
9 counsel shall comply with Crim. L.R. 17-1(b).

10 c. Jury instructions §1.1 through §1.12, §3.1 through §3.10
11 and §7.1 through §7.6 from the most recent Manual of Model Jury
12 Instructions for the Ninth Circuit will be given absent objection.

13 Counsel shall jointly submit one set of additional proposed jury
14 instructions, ordered in a logical sequence, together with a table of
15 contents, using the Ninth Circuit Manual where possible, or Devitt and
16 Blackmar or CALJIC, **not less than one week prior to the pretrial**
17 **conference.** Any instructions on which counsel cannot agree shall be
18 marked as "disputed," and shall be included within the jointly
19 submitted instructions and accompanying table of contents, in the
20 place where the party proposing the instruction believes it should be
21 given. Argument and authority for and against each disputed
22 instruction shall be included as part of the joint submission, on
23 separate sheets directly following the disputed instruction. Counsel
24 for the United States shall submit a verdict form. The attached voir
25 dire will be given to the venire members. Counsel should submit an
26 agreed upon set of additional requested voir dire questions to be
27 posed by the Court. Any voir dire questions on which counsel cannot
28 agree shall be submitted separately. Counsel will be allowed brief

1 follow-up voir dire after the Court's questioning. Any motions in
2 limine should be noticed for hearing at the pretrial conference in
3 accordance with Criminal Local Rule 47-2. Each parties motions in
4 limine shall be contained in a single document. The opposition shall
5 also be contained in a single document.

6 5. JURY SELECTION

7 The Jury Commissioner will summon 35 to 40 prospective
8 jurors. The Courtroom Deputy will select their names at random and
9 seat them in the courtroom in the order in which their names are
10 called.

11 Voir dire will be asked of sufficient venire persons so that
12 twelve (plus a sufficient number for alternates) will remain after all
13 peremptory challenges and an anticipated number of hardship dismissals
14 and cause challenges have been made.

15 The Court will then take cause challenges, and discuss hardship
16 claims from the individual jurors, outside the presence of the venire.
17 The Court will inform the attorneys which hardship claims and cause
18 challenges will be granted, but will not announce those dismissals
19 until the process is completed. Peremptory challenges will be made
20 in writing and passed between counsel in accordance with Crim. L.R.
21 24-2 and 24-3. The Court will strike the persons with meritorious
22 hardships, those excused for cause, and those challenged peremptorily,
23 and call the first twelve people (plus alternates) in numerical
24 sequence remaining. Those people will be the jury.

25
26 Dated: 1/10/2012



CLAUDIA WILKEN

United States District Judge

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JUROR QUESTIONNAIRE

Please fill out this form as completely as possible and print clearly. Since we want to make copies for the attorneys and the Court, do not write on the back of any page. If you need more room, continue at the bottom of the page. Thank you for your cooperation.

1. Your name: _____

2. Your age: _____

3. The city where you live: _____

How long have you lived there: _____

4. Your place of birth: _____

5. Do you rent or own your own home? _____

6. Your marital status: (circle one)

single married live with partner separated divorced widowed

7. What is your occupation, and how long have you worked in it? (If you are retired, please describe your main occupation when you were working).

8. Who is (or was) your employer?

9. How long have you worked for this employer? _____

10. Please list the occupations of any adults with whom you live.

11. If you have children, please list their ages and sex and, if they are employed, please give their occupations.

12. Please describe your educational background:

Highest grade completed: _____

College and/or vocational schools you have attended:

Major areas of study: _____

13. Have you ever served on a jury before? _____ How many
times? _____

If yes: State/County Court _____ Federal Court _____

When? _____

Was it a civil or criminal case? _____

Did the jury(ies) reach a verdict? _____

14. Attached is a list of the parties in this case, the law firms
representing the parties, attorneys in this case, and persons
who are potential witnesses in this case. Do you know, or think
you know, any of the persons listed?

Yes: _____ No: _____

If so, make a check next to their name.